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IFW

August 23, 2004

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Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Mail Stop Amendment

Re: U.S. Utility Patent Application
Application No. 10/607,541; Filed: June 27, 2003
For: **Cushioning Sole for an Article of Footwear**
Inventors: MARVIN *et al.*
Our Ref: 2073.0080000/DKSC/RPG

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Information Disclosure Statement;
2. Form PTO-1449 listing 156 documents;
3. Copies of the 156 documents as listed on Form PTO-1449; and
4. Return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Rae Lynn P. Guest
Attorney for Applicants
Registration No. 53,482

RPG/dbj
Enclosures

302472_1.DOC



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

MARVIN *et al.*

Appl. No.: 10/607,541

Filed: June 27, 2003

For: **Cushioning Sole for an Article of Footwear**

Confirmation No.: 6135

Art Unit: 3728

Examiner: John T. Kavanaugh

Atty. Docket: 2073.0080000/DKSC/RPG

Information Disclosure Statement

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Listed on accompanying Forms PTO/SB/08a and PTO/SB/08b are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached PTO/SB/08a and PTO/SB/08b based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

Applicants have checked the appropriate boxes below.

- ☐ 1. Statement under 37 C.F.R. 1.704(d). Each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this information disclosure statement.
- ☒ 2. Filing under 37 C.F.R. § 1.97(b). This Information Disclosure Statement is being filed within three months of the date of filing of a national application other than a continued prosecution application (CPA), OR within three months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in an international application, OR before the mailing date of a first Office Action on the merits OR before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. § 1.114. No statement or fee is required.
- ☐ 3. Filing under 37 C.F.R. § 1.97(c). This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection, or Notice of Allowance, or an action that otherwise closes prosecution in the application.

- ☐ a. Statement under 37 C.F.R. § 1.97(e)(1). I hereby state that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1).
- ☐ b. Statement under 37 C.F.R. § 1.97(e)(2). I hereby state that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).
- ☐ c. Attached is our PTO-2038 Credit Card Payment Form in the amount of \$_____ in payment of the fee under 37 C.F.R. § 1.17(p).
- ☐ 4. Filing under 37 C.F.R. § 1.97(d) This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of a Final Rejection or Notice of Allowance, but before payment of the Issue Fee. Enclosed find our PTO-2038 Credit Card Payment Form in the amount of \$_____ in payment of the fee under 37 C.F.R. § 1.17(p); in addition:
- ☐ a. Statement under 37 C.F.R. § 1.97(e)(1). I hereby state that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign

application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1).

- ☐ b. Statement under 37 C.F.R. § 1.97(e)(2). I hereby state that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).
- ☐ 5. The document(s) was/were cited in a search report by a foreign patent office in a counterpart foreign application. Submission of an English language version of the search report that indicates the degree of relevance found by the foreign office is provided in satisfaction of the requirement for a concise explanation of relevance. 1138 OG 37, 38.
- ☒ 6. A concise explanation of the relevance of the non-English language documents BF1, BA2, BA3 and BE3 is provided by the English abstracts attached respectively thereto.
- ☒ 7. Copies of the documents are submitted herewith.
- ☐ 8. Copies of the documents were cited by or submitted to the Office in an IDS that complies with 37 C.F.R. § 1.98(a)-(c) in Application No. _____, filed _____, which is relied upon for an earlier filing date under 35 U.S.C. § 120. Thus, copies of these documents are not attached. 37 C.F.R. § 1.98(d).

- ☐ 8. Copies of the documents were cited by or submitted to the Office in an IDS that complies with 37 C.F.R. § 1.98(a)-(c) in Application No. _____, filed _____, which is relied upon for an earlier filing date under 35 U.S.C. § 120. Thus, copies of these documents are not attached. 37 C.F.R. § 1.98(d).
- ☐ 9. No copies of U.S. patents and patent application publications cited on the attached Forms PTO/SB/08a and PTO/SB/08b are submitted in accordance with 1276 OG 55 because this application was filed after June 30, 2003.

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO/SB/08a and PTO/SB/08b, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

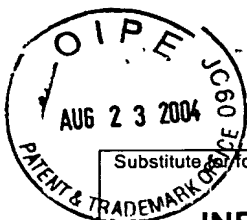
STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Rae Lynn P. Guest
Attorney for Applicants
Registration No. 53,482

Date: August 23, 2004

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Substitute for Form 1449A/PTO				Complete If Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Application Number	10/607,541
				Filing Date	June 27, 2003
				First Named Inventor	Marvin <i>et al.</i>
				Art Unit	3728
				Examiner Name	John T. Kavanaugh
Sheet	1	of	9	Attorney Docket Number	2073.0080000/DKSC/RPG

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (If Known)			
	AA1	US-545,705	09-03-1895	MacDonald	
	AB1	US-547,645	10-08-1895	Lacroix	
	AC1	US-836,364	11-20-1906	Busby	
	AD1	US-896,075	08-18-1908	Badgley	
	AE1	US-900,867	10-13-1908	Miller	
	AF1	US-1,069,001	07-29-1913	Guy	
	AG1	US-1,193,608	08-08-1916	Poulson	
	AH1	US-1,498,838	06-24-1924	Harrison, Jr.	
	AI1	US-1,605,985	11-09-1926	Rasmussen	
	AJ1	US-1,711,270	04-30-1929	Little, Jr.	
	AK1	US-1,970,802	08-21-1934	Johnson	
	AL1	US-2,068,134	01-19-1937	Houghton	
	AM1	US-2,080,499	05-18-1937	Nathansohn	
	AN1	US-2,090,881	08-24-1937	Wilson	
	AO1	US-2,100,492	11-30-1937	Sindler	
	AP1	US-2,215,463	09-24-1940	Di Mauro	
	AQ1	US-2,266,476	12-16-1941	Riess	
	AR1	US-2,318,206	05-04-1943	Eisenlohr	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ⁴ Kind Code ⁵ (in known)				
	BA1	DE 820 869	11-12-1951	Weinhardt <i>et al.</i>		
	BB1	DE 28 00 359 A1	07-12-1979	Will		
	BC1	EP 0 095 357 A1	11-30-1983	Fowler		
	BD1	EP 0 714 613	06-05-1996	Rudy		
	BE1	FR 720,257 A2	02-17-1932	Marling		
	BF1	FR 2 614 510 A1	11-04-1988	Biotteau		

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet

2

of

9

Complete If Known

Application Number	10/607,541
Filing Date	June 27, 2003
First Named Inventor	Marvin <i>et al.</i>
Art Unit	3728
Examiner Name	John T. Kavanaugh
Attorney Docket Number	2073.0080000/DKSC/RPG

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (If Known)			
	AA2	US-2,434,770	01-20-1948	Lutey	
	AB2	US-2,468,886	05-03-1949	Lutey	
	AC2	US-2,604,641	07-29-1952	Reed	
	AD2	US-2,817,088	12-24-1957	Vrana	
	AE2	US-2,881,445	04-14-1959	Vrana	
	AF2	US-3,100,354	08-13-1963	Lombard <i>et al.</i>	
	AG2	US-3,120,712	02-11-1964	Menken	
	AH2	US-3,225,463	12-28-1965	Burnham	
	AI2	US-3,332,415	07-25-1967	Ericson	
	AJ2	US-3,341,952	09-19-1967	Dassler	
	AK2	US-3,402,485	09-24-1968	McMorrow	
	AL2	US-3,469,576	09-30-1969	Smith <i>et al.</i>	
	AM2	US-3,583,008	06-08-1971	Edwards	
	AN2	US-3,608,215	09-28-1971	Fukuoka	
	AO2	US-3,638,253	02-01-1972	Stumpf	
	AP2	US-3,705,429	12-12-1972	Nail	
	AQ2	US-4,100,686	07-18-1978	Sgarlato <i>et al.</i>	
	AR2	US-4,183,156	01-15-1980	Rudy	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ⁴ Kind Code ⁵ (in known)				
	BA2	FR 2 663 208	12-20-1991	Jeanrot		
	BB2	GB 338,266	11-20-1930	Rayne		
	BC2	GB 2 039 717 A	08-20-1980	Viljanen		
	BD2	GB 2 085 278 A	04-28-1982	Bolla		
	BE2	GB 2 114 425 A	08-24-1983	Tazewell		
	BF2	GB 2 201 082 A	08-24-1988	Lin		

Examiner Signature

Date
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with M PEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

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If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for form 1449A/PTO <h2 style="text-align: center;">INFORMATION DISCLOSURE STATEMENT BY APPLICANT</h2> <p style="text-align: center;">(Use as many sheets as necessary)</p>				Complete If Known Application Number Filing Date First Named Inventor Art Unit Examiner Name Attorney Docket Number	
				10/607,541 June 27, 2003 Marvin <i>et al.</i> 3728 John T. Kavanaugh 2073.0080000/DKSC/RPG	
Sheet	3	of	9		

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (If Known)			
	AA3	US-4,217,705	08-19-1980	Donzis	
	AB3	US-4,219,945	09-02-1980	Rudy	
	AC3	US-B1 4,219,245	10-19-1993	Rudy	
	AD3	US-4,247,963	02-03-1981	Reddi	
	AE3	US-4,259,792	04-07-1981	Halberstadt	
	AF3	US-B1 4,259,792	08-12-1997	Halberstadt	
	AG3	US-4,263,728	04-28-1981	Frecentese	
	AH3	US-4,297,797	11-03-1981	Meyers	
	AI3	US-4,312,140	01-26-1982	Reber	
	AJ3	US-4,358,902	11-16-1982	Cole <i>et al.</i>	
	AK3	US-4,372,058	02-08-1983	Stubblefield	
	AL3	US-4,405,129	09-20-1983	Stuckey	
	AM3	US-4,446,634	05-08-1984	Johnson <i>et al.</i>	
	AN3	US-4,458,430	07-10-1984	Peterson	
	AO3	US-4,471,538	09-18-1984	Pomeranz <i>et al.</i>	
	AP3	US-4,486,964	12-11-1984	Rudy	
	AQ3	US-4,507,879	04-02-1985	Dassler	
	AR3	US-4,536,974	08-27-1985	Cohen	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ Kind Code ⁵ (in known)				
	BA3	JP 6-181802	07-05-1994	Edington <i>et al.</i>		
	BB3	WO 89/06500 A1	07-27-1989	Hessel <i>et al.</i>		
	BC3	WO 91/11931 A1	08-22-1991	Bogaty <i>et al.</i>		
	BD3	WO 91/16831 A1	11-14-1991	Seymour		
	BE3	WO 93/12685 A1	07-08-1993	Herbert <i>et al.</i>		
	BF3	WO 93/14659 A1	08-05-1993	Litchfield <i>et al.</i>		

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with M PEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)			Complete If Known		
			Application Number	10/607,541	
			Filing Date	June 27, 2003	
			First Named Inventor	Marvin <i>et al.</i>	
			Art Unit	3728	
			Examiner Name	John T. Kavanaugh	
Sheet	4	of	9	Attorney Docket Number	2073.0080000/DKSC/RPG

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (If Known)			
	AA4	US-4,546,556	10-15-1985	Stubblefield	
	AB4	US-4,547,919	10-22-1985	Wang	
	AC4	US-4,547,978	10-22-1985	Radford	
	AD4	US-4,577,417	03-25-1986	Cole	
	AE4	US-4,593,482	06-10-1986	Mayer	
	AF4	US-4,611,412	09-16-1986	Cohen	
	AG4	US-4,670,995	06-09-1987	Huang	
	AH4	US-4,670,997	06-09-1987	Beekman	
	AI4	US-4,724,560	02-16-1988	Christie	
	AJ4	US-4,741,114	05-03-1988	Stubblefield	
	AK4	US-4,763,426	08-16-1988	Polus <i>et al.</i>	
	AL4	US-4,779,359	10-25-1988	Famolare, Jr.	
	AM4	US-4,799,319	01-24-1989	Zellweger	
	AN4	US-4,817,304	04-04-1989	Parker <i>et al.</i>	
	AO4	US-4,833,795	05-30-1989	Diaz	
	AP4	US-4,845,861	07-11-1989	Moumdjian	
	AQ4	US-4,856,208	08-15-1989	Zaccaro	
	AR4	US-4,936,030	06-26-1990	Rennex	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ² Kind Code ⁵ (in known)				
	BA4	WO 95/20332 A1	08-03-1995	Litchfield <i>et al.</i>		
	BB4	WO 98/09546 A1	03-12-1998	Litchfield <i>et al.</i>		
	BC4	WO 01/19211 A1	03-22-2001	Bjornson <i>et al.</i>		

Examiner Signature	Date Considered
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Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Complete If Known	
				Application Number	10/607,541
				Filing Date	June 27, 2003
				First Named Inventor	Marvin <i>et al.</i>
				Art Unit	3728
				Examiner Name	John T. Kavanaugh
Sheet	5	of	9	Attorney Docket Number	2073.0080000/DKSC/RPG

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (If Known)			
	AA5	US-4,999,931	03-19-1991	Vermeulen	
	AB5	US-5,005,575	04-09-1991	Geri	
	AC5	US-5,022,109	06-11-1991	Pekar	
	AD5	US-5,025,575	06-25-1991	Lakic.	
	AE5	US-5,074,765	12-24-1991	Pekar	
	AF5	US-5,113,599	05-19-1992	Cohen <i>et al.</i>	
	AG5	US-5,131,174	07-21-1992	Drew <i>et al.</i>	
	AH5	US-5,144,708	09-08-1992	Pekar	
	AI5	US-Re34,102	10-20-1992	Cole <i>et al.</i>	
	AJ5	US-5,158,767	10-27-1992	Cohen <i>et al.</i>	
	AK5	US-5,179,792	01-19-1993	Brantingham	
	AL5	US-5,195,257	03-23-1993	Holcomb <i>et al.</i>	
	AM5	US-5,228,156	07-20-1993	Wang	
	AN5	US-5,230,249	07-27-1993	Sasaki <i>et al.</i>	
	AO5	US-5,253,435	10-19-1993	Auger <i>et al.</i>	
	AP5	US-5,255,451	10-26-1993	Tong <i>et al.</i>	
	AQ5	US-5,295,314	03-22-1994	Moumdjian	
	AR5	US-5,311,674	05-17-1994	Santiyanont <i>et al.</i>	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ⁴ Kind Code ⁵ (in known)				

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Substitute for form 1449A/PTO <h2 style="text-align: center;">INFORMATION DISCLOSURE STATEMENT BY APPLICANT</h2> <p style="text-align: center;">(Use as many sheets as necessary)</p>				Complete If Known Application Number Filing Date First Named Inventor Art Unit Examiner Name Attorney Docket Number	
				10/607,541 June 27, 2003 Marvin <i>et al.</i> 3728 John T. Kavanaugh 2073.0080000/DKSC/RPG	
Sheet	6	of	9		

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (If Known)			
	AA6	US-5,313,717	05-24-1994	Allen <i>et al.</i>	
	AB6	US-5,335,382	08-09-1994	Huang	
	AC6	US-5,343,639	09-06-1994	Kilgore <i>et al.</i>	
	AD6	US-5,353,459	10-11-1994	Potter <i>et al.</i>	
	AE6	US-5,353,525	10-11-1994	Grim	
	AF6	US-5,375,346	12-27-1994	Cole <i>et al.</i>	
	AG6	US-5,395,674	03-07-1995	Schmidt <i>et al.</i>	
	AH6	US-5,406,661	04-18-1995	Pekar	
	AI6	US-5,406,719	04-18-1995	Potter	
	AJ6	US-5,416,986	05-23-1995	Cole <i>et al.</i>	
	AK6	US-5,443,529	08-22-1995	Phillips	
	AL6	US-5,533,282	07-09-1996	Kataoka <i>et al.</i>	
	AM6	US-5,545,463	08-13-1996	Schmidt <i>et al.</i>	
	AN6	US-5,572,804	11-12-1996	Skaja <i>et al.</i>	
	AO6	US-5,625,964	05-06-1997	Lyden <i>et al.</i>	
	AP6	US-5,625,965	05-06-1997	Blissett <i>et al.</i>	
	AQ6	US-5,664,341	09-09-1997	Schmidt <i>et al.</i>	
	AR6	US-5,678,327	10-21-1997	Halberstadt	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
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				Application Number	10/607,541
				Filing Date	June 27, 2003
				First Named Inventor	Marvin <i>et al.</i>
				Art Unit	3728
				Examiner Name	John T. Kavanaugh
Sheet	7	of	9	Attorney Docket Number	2073.0080000/DKSC/RPG

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (If Known)			
	AA7	US-5,679,439	10-21-1997	Schmidt <i>et al.</i>	
	AB7	US-5,701,687	12-30-1997	Schmidt <i>et al.</i>	
	AC7	US-5,706,589	01-13-1998	Marc	
	AD7	US-5,741,568	04-21-1998	Rudy	
	AE7	US-5,755,001	05-26-1998	Potter <i>et al.</i>	
	AF7	US-5,771,606	06-30-1998	Litchfield <i>et al.</i>	
	AG7	US-5,784,807	07-28-1998	Pagel	
	AH7	US-5,794,361	08-18-1998	Sadler	
	AI7	US-5,802,739	09-08-1998	Potter <i>et al.</i>	
	AJ7	US-5,826,349	10-27-1998	Goss	
	AK7	US-5,832,630	11-10-1998	Potter	
	AL7	US-5,842,291	12-01-1998	Schmidt <i>et al.</i>	
	AM7	US-5,896,681	04-27-1999	Lin	
	AN7	US-6,158,149	12-12-2000	Rudy	
	AO7	US-6,266,897 B1	07-31-2001	Seydel <i>et al.</i>	
	AP7	US-6,354,020 B1	03-12-2002	Kimball <i>et al.</i>	
	AQ7	US-Re37,705 E	05-21-2002	Donzis	
	AR7	US-6,425,195 B1	07-30-2002	Donzis	

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		Country Code ⁴ Kind Code ⁵ (in known)				

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Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)			Complete If Known Application Number: 10/607,541 Filing Date: June 27, 2003 First Named Inventor: Marvin <i>et al.</i> ART Unit: 3728 Examiner Name: John T. Kavanaugh Attorney Docket Number: 2073.0080000/DKSC/RPG	
Sheet	8	of	9	

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		Number-Kind Code ² (If Known)			
	AA8	US-6,453,577 B1	09-24-2002	Litchfield <i>et al.</i>	
	AB8	US-6,505,420 B1	01-14-2003	Litchfield <i>et al.</i>	
	AC8	US-6,516,540 B2	02-11-2003	Seydel <i>et al.</i>	
	AD8	US-6,568,102 B1	05-27-2003	Healy <i>et al.</i>	
	AE8	US-2001/0049888 A1	12-13-2001	Krafsur <i>et al.</i>	

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				Application Number	10/607,541
				Filing Date	June 27, 2003
				First Named Inventor	Marvin <i>et al.</i>
				Art Unit	3728
				Examiner Name	John T. Kavanaugh
				Attorney Docket Number	2073.0080000/DKSC/RPG
Sheet	9	of	9		

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published	T ²
	CA1	Translation of Japanese Patent Application No. HEI 6-181802, 46 pages.	
	CB1	Photographs of Nike Air Force 180 shoe. Nike Air Force 180 shoes were on sale prior to November 1993.	
	CC1	Brochure of the Nike Air Force 180 shoe. Brochure was included with shoes on sale prior to November 1993.	
	CD1	U.S. patent application Ser. No. 07/919,952, Edington <i>et al.</i> , filed Jul. 27, 1992.	

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